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**VIA ELECTRONIC MAIL AND UPS**

September 27, 2012

Ms. Carol Ropski  
U.S. Environmental Protection Agency  
Superfund Division  
Enforcement and Compliance Assurance Branch  
Enforcement Services Section 1, SE-5J  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590  
(312) 353-7647  
ropski.carol@epa.gov

Re: South Dayton Dump and Landfill Site in Moraine, Ohio  
Site Spill Identification Number: B52B  
General Notice of Potential Liability

Dear Ms. Ropski:

This is in response to the above-referenced General Notice of Potential Liability dated September 10, 2012, received September 12, 2012 ("GNL"). As an initial matter, the GNL was incorrectly addressed to Waste Management, Inc. f/k/a Industrial Waste Disposal. As indicated in prior correspondence to U.S. EPA, "Waste Management, Inc." is not the proper legal entity, and this response is made on behalf of Waste Management of Ohio, Inc. ("WMO").

U.S. EPA has requested that PRPs notify EPA in writing by September 28, 2012 of their willingness to perform or finance the response activities discussed in the GNL. Given the evidence developed to date during the course of the "Hobart" litigation pending in the Ohio Southern District Federal Court, WMO has no plans to engage in negotiations over the performance or financing of the response activities outlined in the GNL.

Very truly yours,

A handwritten signature in black ink that reads "Michelle A. Gale".

Michelle A. Gale  
Senior Counsel

cc: Jim Forney  
William Harbeck, Esq.